

Appl. No.
Amdt. dated 08/25/2005
Reply to Office Action of

REMARKS

This Amendment is in response to the Office Action mailed 04/25/2005. In the Office Action, the Examiner rejected claims 1-42 under 35 U.S.C. § 103. Reconsideration in light of the amendments and remarks made herein is respectfully requested.

Rejections Under 35 U.S.C. § 102

I. The Examiner rejects claims 1-3, 6-9, 12-14, 17-20, 32-34, and 37-40 are rejected under 35 U.S.C. 102(e) as being anticipated by Kao et al. (US 6,535,513 B 1) hereinafter Kao.

1. The Examiner asserts that Kao discloses each and every element of claims 1, 12, and 32, citing Figures 1, 2, and 6 and the abstract and column 2 lines 4 to 24 and Table 1 (column 4) and column 3 lines 60 to 67 and column 4 lines 1 to 11. Applicant respectfully disagrees.

Kao does not disclose means for relaying signaling associated with said voice call of said first signaling type to a second signaling type corresponding to said second media type. In fact, Kao does not mention signaling at all. Claim 1 provides for both converting from a first to a second media type and relaying signaling of a first signaling type associated with the first media type to a second signaling type associated with the second media type. Claims 12 and 32 contain similar elements. Kao does not disclose each and every element claimed since Kao does not disclose handling of the signaling.

2. Regarding claims 2, 13, and 34, applicant relies on the patentability of the claims from which these claims depend to traverse the rejection without prejudice to any further basis for patentability of these claims based on the additional limitations recited.

3. Regarding claims 3, 14, and 35, the Examiner asserts that Kao discloses means for associating said voice call with a quality of service requirement that is specific to said voice call, citing the abstract and column 2 lines 4 to 24. Applicant respectfully disagrees. Kao merely

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discloses a switch apparatus and method adapted to guarantee the quality of service for various media types. Kao does not disclose associating a voice call with a quality of service requirement that is specific to the voice call as claimed.

4. Regarding claims 6, 17, and 37, applicant relies on the patentability of the claims from which these claims depend to traverse the rejection without prejudice to any further basis for patentability of these claims based on the additional limitations recited.

5. Regarding claims 7, 8, 18, 19, 38, and 39, applicant relies on the patentability of the claims from which these claims depend to traverse the rejection without prejudice to any further basis for patentability of these claims based on the additional limitations recited.

6. Regarding claims 9, 20, and 40, the Examiner asserts that Kao discloses means for associating said voice call with a quality of service requirement that is specific to said voice call, citing the abstract and column 2 lines 4 to 24. Applicant respectfully disagrees. Kao merely discloses a switch apparatus and method adapted to perform rate shaping to guarantee the quality of service for various media types. Kao does not disclose associating a voice call with a quality of service requirement that is specific to the voice call as claimed.

Applicant respectfully requests that the Examiner withdraw the rejection of claims 1-3, 6-9, 12-14, 17-20, 32-34, and 37-40 are rejected under 35 U.S.C. 102(e) as being anticipated by Kao.

Allowable Subject Matter

Applicant notes with appreciation the Examiner's indication of allowable subject matter. The Examiner objects to claims 4, 5, 10, 11, 15, 16, 21, 22, 35, 36, 41 and 42 as being dependent on a rejected base claim, but indicates that the claims would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

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Applicant has not amended claims 4, 5, 10, 11, 15, 16, 21, 22, 35, 36, 41 and 42 at this time because applicant believes that the rejected base claims from which these claims depend are patentable for the reasons stated above.

Applicant notes with appreciation the Examiner's allowance of claims 23-31.

Conclusion

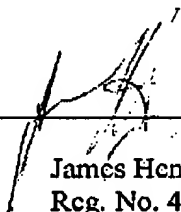
Applicant reserves all rights with respect to the applicability of the doctrine of equivalents. Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

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Dated: 08/25/2005

By


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